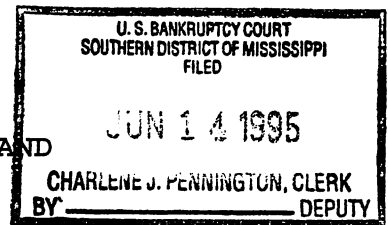


UNITED STATES BANKRUPTCY COURTS NORTHERN AND  
SOUTHERN DISTRICTS OF MISSISSIPPI



ORDER AMENDING UNIFORM LOCAL BANKRUPTCY RULE 5

The Bankruptcy Judges of the Northern and Southern Districts of Mississippi do hereby amend Uniform Local Bankruptcy Rule 5, effective July 1, 1995, as follows:

**RULE 5. PLACE OF FILING PETITION**

**(a) General Rule.** A petition commencing a case under Title 11 shall be filed in the following locations:

(1) for cases in the Northern District, in the Office of the Clerk of the United States Bankruptcy Court at Aberdeen, Mississippi, and

(2) for cases in the Southern District, in the Office of the Clerk of the United States Bankruptcy Court at Jackson for the Jackson and Western Divisions and at Biloxi for the Southern, Hattiesburg and Eastern Divisions.

**(b) Emergency Filings.** Where circumstances require immediate filing so as to forestall a judicial sale or foreclosure of any of the debtor's property, or other like emergency, such emergency petitions are permitted to be tendered for filing in the following locations:

(1) for cases in the Northern District, the petition may be carried by hand to the Office of the Clerk of the United States District Court at Greenville or Oxford, Mississippi, and there tendered for filing, and

(2) for cases in the Southern District, the petition may be filed in either Office of the Clerk of the Bankruptcy Court or the petition may be carried by hand to the Office of the Clerk of the United States District Court at Hattiesburg, Mississippi, and there tendered for filing.

In such emergency circumstances, the Clerk of the United States District Court and his deputies are authorized to note on such petition the time and date when the petition is received. The Clerk of the United States District Court shall forthwith transmit the petition so tendered, with any accompanying papers, and the filing fee, if paid, to the Clerk of the United States Bankruptcy Court. If the petition is eligible for filing under applicable law and rules, the Clerk of the United States Bankruptcy Court shall file said petition as of the time and date when the same was marked received by the Clerk of the United States District Court.

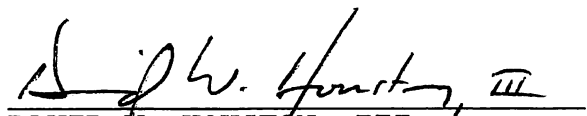
**(c) Applicability of Rule.** Part (b) of this Local Rule applies only to petitions commencing a bankruptcy case and not to other bankruptcy filings.

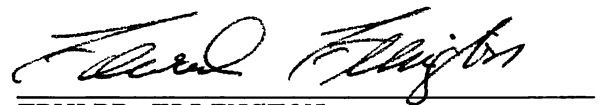
This Order is entered pursuant to Rule 9029, Federal Rules of Bankruptcy Procedure; to the Order entered by the District Judges of the Northern District of Mississippi on July 26, 1988; and, to the Order entered by the District Judges of the Southern District of Mississippi on August 5, 1988.


The Clerks of each Court shall cause certified copies of this Order and Amended Uniform Local Bankruptcy Rule 5 to be placed upon the records of each Court and shall forward certified copies to the Director of the Administrative Office of the United States Courts and the Judicial Council of the Fifth Circuit.

This Order and the Amended Uniform Local Bankruptcy Rule 5 shall be printed and made available by the Clerks of each Bankruptcy Court to the members of the Bar and to the public.

ORDERED AND ADOPTED this the 12<sup>th</sup> day of June, 1995.

  
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DAVID W. HOUSTON, III  
UNITED STATES BANKRUPTCY JUDGE

  
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EDWARD ELLINGTON  
UNITED STATES BANKRUPTCY JUDGE

  
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EDWARD R. GAINES  
UNITED STATES BANKRUPTCY JUDGE